



Signed and Filed: July 02, 2010

A handwritten signature in dark ink, appearing to read "T. E. Carlson", is written over a horizontal line.

THOMAS E. CARLSON  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re	)	Case No. 09-30863 TEC
	)	
DAVID SALMA,	)	Chapter 7
	)	
	)	
Debtor.	)	
	)	
LEW JENKINS and LINDA JENKINS, as	)	Adv. Proc. No. 09-3126 TC
Trustees of the Jenkins Trust U/A/D	)	
1/15/98 and JACK H. FRESKOS,	)	
beneficiary of IRA 042640 at	)	
WESTAMERICA,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	
DAVID SALMA, RUBEN Q. PICARDO,	)	
SEATTLE BLOCK, LLC, FATON BINAKU,	)	
and MARION ZABORSKI, and DOES 1-10,	)	
	)	
Defendants.	)	

**ORDER RE DEFENDANT DAVID SALMA'S MOTION FOR SUMMARY JUDGMENT**

On July 2, 2010, the court held a hearing on Defendant David Salma's Motion for Summary Judgment. Paul Ham appeared for Defendant. Julia m. Wei appeared for Plaintiffs. Upon due consideration, the court hereby orders as follows:

Defendant's motion for summary judgment is denied on the basis that the record contains admissible evidence that is minimally

1 sufficient, if not rebutted, to permit a rational finder of fact to  
2 find each of the elements of fraud under section 523(a)(2).

3 **\*\*END OF ORDER\*\***  
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